

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

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Comm. Amdt. _____

AMEND Senate Bill No. 379

House Bill No. 47*

by deleting subdivision (3) of the second amendatory paragraph of subsection (d) of SECTION 2, such second paragraph defining what a "financial transaction" does not include, and substituting instead the following:

(3) Any transaction conducted, or attempted, by a person, corporation or financial institution, in the ordinary course of business, which is deemed by the person, corporation or financial institution to be a suspicious transaction or transactions, whether reportable or not under any state or federal currency transaction reporting or recording requirements, where:

(A) Such person or corporation reports such suspicious transaction, or a similar transaction conducted previously, to any local, state or federal law enforcement official and such report would not violate any attorney-client privilege;

(B) In the case of a financial institution, the financial institution reported the transaction, or a related transaction conducted previously, to the institution's primary regulator or to another regulator or law enforcement official pursuant to the directions of the institution's primary regulator; but only with regard to the person, corporation or financial institution making the report; or

(C) In the case of any other corporation or business entity which reported the transaction or a related transaction conducted previously, to the corporation's or business entity's primary federal or state regulator,

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any other federal or state regulator or law enforcement official or agency.

Failure to so report shall not create an inference that the transaction was

a "financial transaction" under this act.

FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The reporting of a financial transaction by a corporation or other business entity to a regulator or law enforcement official or agency shall not create a cause of action against the person, corporation or business entity which made the report and the same shall be immune from civil liability for such report.